

Entered - 08-29-02 - sb
CL 02L0615 - GWENDOLYN BURNS

ADOPTED BY
FEB 17 2003
COUNCIL

CLAIM OF: **MICHAEL BLONDER**
3423 Piedmont Road, Suite 325
Atlanta, Georgia 30305

03- R -0162

For property damages alleged to have been sustained from a sewer backup on July 31, 2002 at 90 Abington Court, NW.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **MICHAEL BLONDER** the sum of **\$12,792.36** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for property damages alleged to have been sustained from a sewer backup on July 31, 2002 at 90 Abington Court, NW as is more particularly set forth in the within claim; said sum taken from and charged to account 2J01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED:

LINDA K. DISANTIS
CITY ATTORNEY

BY:

Rose Ann D'Amico
ROSE ANN D'AMICO NEWELL
DEPUTY CITY ATTORNEY

FAVORABLE REPORT
COMM. *Public Safety*
DATE *2-11-03*
CHAIR *[Signature]*
[Signature]
[Signature]
[Signature]
[Signature]

APPROVED
FEB 25 2003
Andy Frank
MAYOR



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

03-R-0162

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Michael Blonder** in the sum of **\$12,792.36** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained **from a sewer backup on July 31, 2002 at 90 Abbington Court, NW** as is more particularly set forth in the within claim; said sum taken from and charged to Account 2J01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughlin Johnson
Municipal Clerk, CMG

**ADOPTED by the Council
APPROVED by the Mayor**

FEB 17, 2003
FEB 25, 2003

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0615

Date: January 30, 2003

Claimant /Victim MICHAEL BLONDER
BY: (Atty) (Ins. Co.) _____
Address: 3423 Piedmont Road, Suite 325, Atlanta, Georgia 30305
Subrogation: _____ Claim for Property damage \$ 12,792.16 Bodily Injury \$ _____
Date of Notice: 8/23/02 Method: Written, Proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 7/31/02 Place: 90 Abington Court
Department WATERSHED MANAGEMENT Division _____ Sewer Operations _____
Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: Claimant sustained property damage from a sewer back up. An investigation determined that the City was on notice of said problem but failed to correct it.


INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police _____ Dept Report X Other _____
Traffic citations issued: City Driver _____ Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

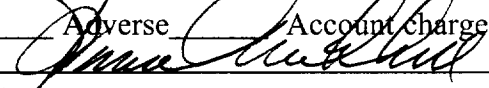
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X
City not involved _____ Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 12,792.36 Adverse _____ Account charged: 1A01 _____ 2P01 _____ 2J01 X 2H01 _____
Claims Manager:  Concur/date 01-31-03
Committee Action: _____ Council Action _____

RCS# 4470
2/17/03
2:22 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs. 1-11: Except 03-R-0224

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

2/17/03 FULL COUNCIL MEETING		
Items Adopted on the Consent Agenda		Items Adversed on the Consent Agenda
1. 02-O-0037	37. 03-R-0161	39. 03-R-0137
2. 03-O-0127	38. 03-R-0162	40. 03-R-0138
3. 03-O-0185		41. 03-R-0139
4. 03-O-0187		42. 03-R-0163
5. 03-O-0085		43. 03-R-0164
6. 03-O-0125		44. 03-R-0165
7. 03-R-0143		45. 03-R-0166
8. 03-R-0144		46. 03-R-0167
9. 03-R-0189		47. 03-R-0168
10. 03-R-0210		48. 03-R-0169
11. 03-R-0211		49. 03-R-0170
12. 03-R-0212		50. 03-R-0171
13. 03-R-0213		51. 03-R-0172
14. 03-R-0145		52. 03-R-0173
15. 03-R-0146		53. 03-R-0174
16. 03-R-0149		54. 03-R-0175
17. 03-R-0150		55. 03-R-0176
18. 03-R-0151		56. 03-R-0177
19. 03-R-0152		57. 03-R-0178
20. 03-R-0153		58. 03-R-0179
21. 03-R-0160		59. 03-R-0180
22. 03-R-0207		60. 03-R-0181
23. 03-R-0208		61. 03-R-0201
24. 03-R-0209		
25. 03-R-0141		
26. 03-R-0142		
27. 03-R-0140		
28. 03-R-0128		
29. 03-R-0129		
30. 03-R-0130		
31. 03-R-0131		
32. 03-R-0132		
33. 03-R-0133		
34. 03-R-0134		
35. 03-R-0135		
36. 03-R-0136		
<hr/> Consent I Vote: 14Yeas; 0 Nays: (See RCS #4470) Item Removed from the Consent Agenda: 03-R-0224		